

C-04-0001
N-77

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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TO BE FILED UNDER SEAL

IN THE MATTER OF THE APPLICATION :
OF THE UNITED STATES OF AMERICA : APPLICATION
FOR AUTHORIZATION TO INTERCEPT : AND ORDER
WIRE COMMUNICATIONS OCCURRING :
OVER THE CELLULAR TELEPHONE BEARING :
ELECTRONIC SERIAL NUMBER F7E89382 :
AND ASSIGNED CALL NUMBER (646) 418-7792; :
AND (2) THE CELLULAR TELEPHONE BEARING :
INTERNATIONAL MOBILE SUBSCRIBER :
INFORMATION ("IMSI") NUMBER :
310410037471092 AND ASSIGNED CALL NUMBER:
(908) 652-1093 :
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1. The United States of America, by and through David N. Kelley, United States Attorney for the Southern District of New York, and Virginia L. Chavez, Assistant United States Attorney, of counsel, hereby makes this application to this Court for an Order, pursuant to the provisions of Title 18, United States Code, Section 2518(8) (a), sealing the following three disks, which are attached hereto: (1) one disk reflecting the interception of wire

communications from on or about July 5, 2005 to on or about August 4, 2005, occurring over the cellular telephone bearing Electronic Serial Number F7E89382 and assigned call number (646) 418-7792, which communications were intercepted pursuant to an Order signed by the Honorable Sidney H. Stein, United States District Judge for the Southern District of New York, on July 5, 2005 (the "July 5, 2005 Order"); and (2) two disks reflecting the interception of wire communications from on or about July 7, 2005 to on or about August 6, 2005, occurring over the cellular telephone bearing International Mobile Subscriber Identity number 310410037471092 and assigned call number (908) 652-1093, which communications were intercepted pursuant to the July 5, 2005 Order.¹

2. The Government further requests that this Court direct, pursuant to the provisions of Section 2518(8)(a) of Title 18, United States Code, that, after sealing, the above-described original audio recordings in the above-captioned matter be held in the custody of the Drug Enforcement Administration.

3. The Government further requests that this Court direct that this application and Order be sealed and placed in the custody of the United States Attorney's Office for the Southern

¹ The two disks corresponding to the cellular telephone number assigned call number (908) 652-1093 incorrectly indicate that interceptions began on July 5, 2005. As indicated above, interceptions over this number began on or about July 7, 2005.

District of New York until such time as the Court or another judge of competent jurisdiction directs otherwise.

Dated: New York, New York
August 18, 2005

DAVID N. KELLEY
United States Attorney
Southern District of New York

By: 

VIRGINIA L. CHAVEZ
Assistant U.S. Attorney
Southern District of New York
Tel: (212) 637-1037

IT IS SO ORDERED:

Dated: New York, New York
August 18, 2005


UNITED STATES DISTRICT JUDGE
SOUTHERN DISTRICT OF NEW YORK